

DOCKETED
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS,
EASTERN DIVISION

FILED

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CLERK, U.S. DISTRICT COURT

BALLY MANUFACTURING CORPORATION,)
Plaintiff,)
v.) CIVIL ACTION NO.
D. GOTTLIEB & CO., a corporation)
and WILLIAMS ELECTRONICS, INC.,)
a corporation,)
Defendants.)

COMPLAINT

(1) This is a suit for patent infringement brought pursuant to Title 35, United States Code, Section 281.

(2) Plaintiff, Bally Manufacturing Corporation, is a Delaware corporation, maintaining its principal place of business in Chicago, Illinois.

(3) Defendant, D. Gottlieb & Co., is a Delaware corporation, having a regular and established place of business in Northlake, Illinois, within this District.

(4) Defendant, Williams Electronics, Inc., is a Delaware corporation, having a regular and established place of business in Chicago, Illinois, within this District.

(5) Jurisdiction of this court is provided for in Title 28, United States Code, Section 1338(a).

(6) On June 6, 1978, United States Patent No. 4,093,232 entitled "Player Operated Game Apparatus" was issued to plaintiff

herein by the United States Patent and Trademark Office.

(7) Since the issuance of said Letters Patent, plaintiff is and has been the owner of all right, title and interest in and to the United States Letters Patent No. 4,093,232.

(8) Upon information and belief, defendant, D. Gottlieb & Co., has infringed said Letters Patent No. 4,093,232 by manufacturing, selling and/or using in the Northern District of Illinois and elsewhere in the United States, pinball game apparatus covered by said Letters Patent.

(9) Upon information and belief, defendant, D. Gottlieb & Co., has contributed to and induced the infringement of said Letters Patent No. 4,093,232 by others in the Northern District of Illinois, and elsewhere in the United States.

(10) Defendant, D. Gottlieb & Co., threatens to continue such infringing activities unless enjoined; and plaintiff will be irreparably injured and harmed unless such infringing activities of defendant, D. Gottlieb & Co., are discontinued.

(11) Upon information and belief, defendant, Williams Electronics, Inc., has infringed said Letters Patent No. 4,093,232 by manufacturing, selling and/or using in the Northern District of Illinois, and elsewhere in the United States, pinball game apparatus covered by said Letters Patent.

(12) Upon information and belief, defendant, Williams Electronics, Inc., has contributed to and induced the infringement

of said Letters Patent No. 4,093,232 by others in the Northern District of Illinois and elsewhere in the United States.

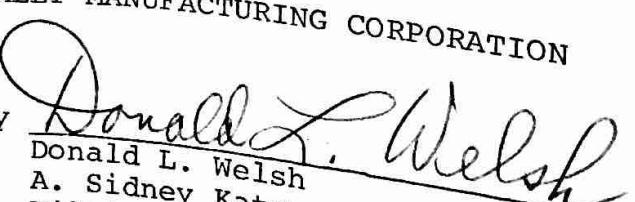
(13) Defendant, Williams Electronics, Inc., threatens to continue such infringing activities unless enjoined; and plaintiff will be irreparably injured and harmed unless such infringing activities of defendant, Williams Electronics, Inc., are discontinued.

Wherefore, plaintiff prays for judgment against both defendants as follows:

- (a) an injunction against further infringing activities by defendants;
- (b) an accounting of the profits of defendants and an award of damages suffered by plaintiff as provided by the Patent Statutes;
- (c) recovery of reasonable attorneys fees; and
- (d) recovery of its costs and such further relief as the Court may deem proper.

BALLY MANUFACTURING CORPORATION

By


Donald L. Welsh
A. Sidney Katz
William K. Konrad
Fitch, Even, Tabin & Luedeka
135 South LaSalle Street
Chicago, Illinois 60603
(312) 372-7842

Attorneys for Plaintiff